



COUNCILMEMBER DONNA FRYE

City of San Diego

MEMORANDUM

DATE: April 14, 2005

TO: Honorable City Attorney Mike Aguirre

FROM: Councilmember Donna Frye

SUBJECT: Council Presiding Officer

Donna Frye

Can you please provide a formal written opinion on whether it is legal for the City Council to elect a Presiding Officer on April 18, 2005, when that position has not been legally created or defined by ordinance and is not a part of the City Charter?

Further, would it be legal for the Mayor to be voting on this position once it is officially adopted?

Thank you for your prompt attention to this matter.

DF:nc

Cc: Honorable Councilmembers